

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:

JUAN HAYES GARDNER SR
AMBER CRAYTON GARDNER
Debtor(s)

Case No. 05-53534

CHAPTER 13 STANDING TRUSTEE'S FINAL REPORT AND ACCOUNT

Glenn Stearns, chapter 13 trustee, submits the following Final Report and Account of the administration of the estate pursuant to 11 U.S.C. § 1302(b)(1). The trustee declares as follows:

- 1) The case was filed on 10/13/2005.
- 2) The plan was confirmed on 01/11/2006.
- 3) The plan was modified by order after confirmation pursuant to 11 U.S.C. § 1329 on NA.
- 4) The trustee filed action to remedy default by the debtor in performance under the plan on 08/05/2009.
- 5) The case was converted on 09/18/2009.
- 6) Number of months from filing to last payment: 47.
- 7) Number of months case was pending: 48.
- 8) Total value of assets abandoned by court order: NA.
- 9) Total value of assets exempted: \$87,850.00.
- 10) Amount of unsecured claims discharged without payment: \$0.00.
- 11) All checks distributed by the trustee relating to this case have not cleared the bank.

Receipts:

Total paid by or on behalf of the debtor	\$227,213.76
Less amount refunded to debtor	\$0.00

NET RECEIPTS: **\$227,213.76**

Expenses of Administration:

Attorney's Fees Paid Through the Plan	\$1,350.00
Court Costs	\$0.00
Trustee Expenses & Compensation	\$10,419.25
Other	\$0.00

TOTAL EXPENSES OF ADMINISTRATION: **\$11,769.25**

Attorney fees paid and disclosed by debtor: \$1,350.00

Scheduled Creditors:

Creditor Name	Class	Claim Scheduled	Claim Asserted	Claim Allowed	Principal Paid	Int. Paid
ADVOCATE HEALTH CARE	Unsecured	1,800.00	NA	NA	0.00	0.00
BECKET & LEE LLP	Unsecured	11,200.00	11,387.39	11,387.39	3,243.90	0.00
ECAST SETTLEMENT CORPORATION	Unsecured	15,200.00	14,740.95	14,740.95	4,199.22	0.00
ECAST SETTLEMENT CORPORATION	Unsecured	1,700.00	1,727.13	1,727.13	491.99	0.00
ECAST SETTLEMENT CORPORATION	Unsecured	3,400.00	3,264.73	3,264.73	930.02	0.00
FIFTH THIRD BANK	Unsecured	NA	5,164.63	5,164.63	1,471.24	0.00
FIFTH THIRD BANK	Secured	20,000.00	20,000.00	20,000.00	20,000.00	3,075.20
INDYMAC	Secured	5,588.20	5,588.20	5,588.20	5,588.20	0.00
INDYMAC	Secured	3,487.00	3,486.72	3,486.72	3,486.72	0.00
INDYMAC	Secured	NA	0.00	0.00	101,995.39	0.00
INDYMAC	Secured	NA	0.00	0.00	36,449.22	0.00
MARSHALL FIELD	Unsecured	NA	297.96	297.96	74.81	0.00
MARSHALL FIELD	Unsecured	1,200.00	1,129.09	1,129.09	321.64	0.00
MERCEDES BENZ CREDIT CORP	Secured	19,400.00	19,400.00	19,400.00	19,400.00	2,982.94
MERCEDES BENZ CREDIT CORP	Unsecured	NA	4,885.53	4,885.53	2,513.27	0.00
MONOGRAM BANK OF GEORGIA	Unsecured	3,300.00	NA	NA	0.00	0.00
RESURGENT CAPITAL SERVICES	Unsecured	5,600.00	5,476.86	5,476.86	1,560.18	0.00
RESURGENT CAPITAL SERVICES	Unsecured	NA	353.21	353.21	88.67	0.00
ROUNDUP FUNDING LLC	Unsecured	300.00	160.92	160.92	40.40	0.00
UIC	Unsecured	1,100.00	NA	NA	0.00	0.00
WELLS FARGO FINANCIAL INC	Secured	7,500.00	6,395.99	6,395.99	6,395.99	1,135.51

Summary of Disbursements to Creditors:			
	<u>Claim Allowed</u>	<u>Principal Paid</u>	<u>Interest Paid</u>
Secured Payments:			
Mortgage Ongoing	\$0.00	\$138,444.61	\$0.00
Mortgage Arrearage	\$9,074.92	\$9,074.92	\$0.00
Debt Secured by Vehicle	\$39,400.00	\$39,400.00	\$6,058.14
All Other Secured	\$6,395.99	\$6,395.99	\$1,135.51
TOTAL SECURED:	\$54,870.91	\$193,315.52	\$7,193.65
Priority Unsecured Payments:			
Domestic Support Arrearage	\$0.00	\$0.00	\$0.00
Domestic Support Ongoing	\$0.00	\$0.00	\$0.00
All Other Priority	\$0.00	\$0.00	\$0.00
TOTAL PRIORITY:	\$0.00	\$0.00	\$0.00
GENERAL UNSECURED PAYMENTS:	\$48,588.40	\$14,935.34	\$0.00

Disbursements:	
Expenses of Administration	<u>\$11,769.25</u>
Disbursements to Creditors	<u>\$215,444.51</u>
TOTAL DISBURSEMENTS :	<u>\$227,213.76</u>

12) The trustee certifies that the foregoing summary is true and complete and all administrative matters for which the trustee is responsible have been completed. The trustee requests that the trustee be discharged and granted such relief as may be just and proper.

Dated: 10/21/2009

By: /s/ Glenn Stearns

Trustee

STATEMENT: This Unified Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.